

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Department - Anti Corruption Bureau Cases- Sri MJeevan Rao, formerly Mandal Revenue Officer, LN Peta, Srikakulam District (now retired) - Trapped by Anti Corruption Bureau - Placed on his defence before the Tribunal for Disciplinary Proceedings - Charges established - Penalty of withholding 30% in Pension permanently Imposed- OANb.5732 of 2006 filed by the individual in the AP.AT, Hyderabad - Govt orders set aside by the AP.AT - Implementation of orders of Hon'ble AP.AT. - Orders - issued.

REVENUE (M G LANCE II) DEPARTMENT

GOR. Nb. 1303

Dated: 10- 09-2010

Read the following:-

- 1) GOR. Nb. 455_ REV (M G LANCE II) DEPT, Dt : 2.03.2006
- 2) Orders of AP.AT. dt .01.12.2009 in OANb. 5732 of 2006
- 3) Govt Memo Nb. 9988/M g. II (1)/2005, dt .30.06.2010
- 4) Orders of AP.HC dt .24.08.2010 in WP.Nb.18184 of 2010.

ORDER:-

The Director General, Anti Corruption Bureau had reported that Sri MJeevan Rao, former Mandal Revenue Officer, Laxminarasu Peta was trapped on 15-5-02 by the Anti Corruption Bureau when he demanded and accepted a bribe amount of Rs.2000/- through his Attender Sri MKrishna Rao, from the complainant for showing official favour. The Director General, Anti Corruption Bureau, has recommended for placing the Accused Officer (AO) on his defence before Tribunal for Disciplinary Proceedings. Accordingly, Government have placed Sri MJeevan Rao, Mandal Revenue Officer (Retired) on his defence before Tribunal for Disciplinary Proceedings. The Secretary, Tribunal for Disciplinary Proceedings has furnished the Enquiry Report in TEC Nb.146/2003 in respect of Sri MJeevan Rao, Mandal Revenue Officer (Retired), wherein the Tribunal held that the Accused Officer was not found guilty of the charge under the principle of benefit of doubt. However he was not fully exonerated by the Tribunal.

2. Government after examining the report of the Tribunal for Disciplinary Proceedings, have imposed a penalty of 30% cut in the pension permanently on Sri M Jeevan Rao, Mandal Revenue Officer (Retired) under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, for the charge which was partly held proved against him in the reference 1st read above.

3. Sri M Jeevan Rao, Mandal Revenue Officer (Retired) has filed OANb. 5732 of 2006 in the Andhra Pradesh Administrative Tribunal, Hyderabad against the orders of the Government and the Hon'ble Tribunal, in the reference 2nd read above have set aside the orders issued in GO 1st read above with a direction to pay full pension.

4. Government, have filed a WP.Nb. 18184 of 2010 in the High Court of AP in the reference 3rd read above, against the aforesaid orders of the Tribunal issued in OANb. 5732 of 2006. The High court of AP in their orders 4th read above, have dismissed the WP.Nb.18184 of 2010 filed by the Government.

5. Government, after careful examination of the issue, keeping in view the orders of the Hon'ble Andhra Pradesh Administrative Tribunal in the reference 2nd read above, have decided to implement the said orders. Accordingly, it is ordered that the punishment imposed earlier on Sri M Jeeva Rao, formerly Mandal Revenue Officer i.e 30% cut in pension permanently is set aside and exonerating him from the charge. Govt. also request to the Chief Commissioner of Land Administration, Hyderabad to release his full pension immediately.

8. The Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad is requested to take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri M.Jeevan Rao, MRQ (Thro' CCLA)

The Special Chief Secretary & Chief Commissioner
of Land Administration, Andhra Pradesh,
Hyderabad (with a request to furnish the served
copy at the earliest)

Copy to: The Collector, Sri kakulam District

The Director General, Anti Corruption Bureau, Hyderabad.

The Accountant General (A&E), AP., Hyderabad.

The Tribunal for Disciplinary Proceedings.

The Government Pleader for Revenue (S),

Andhra Pradesh Administrative Tribunal, Hyderabad.

The Secretary, AP. Vigilance Commissioner, Hyderabad.

// Forwarded by order //

SECTION OFFICER